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# ARNOLD & PORTER



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June 30, 2003

**Mail Stop Appeal Brief - Patents**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. Patent Application No. 09/394,745  
Filed: September 15, 1999  
Title: **Nucleic Acid Molecules and Other Molecules Associated with Plants**  
Inventors: Dane K. FISHER *et al.*  
Atty. Docket No.: 16517.001/38-21(15454)B

Sir:

The following documents are forwarded herewith for appropriate action by the Patent and Trademark Office (USPTO):

1. Appellant's Brief, including Appendices A through C (in triplicate)
2. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences, including Exhibit A (in duplicate); and
3. Return postcard.

Applicants request that the following fees be charged to Deposit Account No. 50-2387, referencing matter no. 16517.001/15454B:

\$320.00 fee for filing a brief in support of an appeal; and

\$320.00 fee for filing a notice of appeal.

Please stamp the attached postcard with the filing date of these documents and return it to our courier.

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Page 2

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicants do not believe any additional fees are due in conjunction with this filing. However, if additional fees under 37 C.F.R. §§ 1.16 or 1.17 are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter Deposit Account No. 50-2387, referencing matter number 16517.001/15454B. A duplicate copy of this letter is enclosed.

Respectfully submitted,



David R. Marsh (Reg. No. 41,408)  
Holly Logue Pruz (Reg. No. 47,755)

Attachments